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UNITED MICROELECTRONICS  
CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MICRON TECHNOLOGY, INC.,  
Plaintiff,

v.

UNITED MICROELECTRONICS  
CORPORATION, FUJIAN JINHUA  
INTEGRATED CIRCUIT CO., LTD., and  
DOES 1-10,  
Defendants.

**Case No. 4:17-CV-06932-MMC**

**[PROPOSED] STIPULATED ORDER  
RE: DISCOVERY PROPOUNDED ON  
UNITED MICROELECTRONICS  
CORP. AND UMC GROUP (USA)**

1 This matter came on for hearing before the Honorable Robert M. Illman, on June 21,  
 2 2018, in connection with the parties' disputes (Dkt. 57) concerning the scope of jurisdictional  
 3 discovery permitted under the District Judge's Order of April 23, 2018 (Dkt. 53). Counsel for  
 4 Plaintiff Micron Technology, Inc. ("Micron"), Defendant United Microelectronics Corp.  
 5 ("UMC"), and non-party UMC Group (USA) presented argument. Judge Illman issued rulings  
 6 from the bench and instructed the parties to meet-and-confer in an effort to reach agreement on  
 7 implementation of the Court's rulings. Following their meet-and-confer, the Court presided over  
 8 the continuation of the hearing where the parties stated on the record the agreements reached  
 9 during their discussions and sought further direction from the Court under the Court's rulings.  
 10 After providing further clarification of rulings, Judge Illman adjourned the proceedings with  
 11 instructions that counsel jointly submit a proposed Order formalizing his rulings and the parties'  
 12 subsequent agreements.

13 The parties hereby submit their proposed Order in accordance with Judge Illman's rulings.  
 14 The Court's rulings, to which the parties hereby stipulate, are set forth below.

15 **I. REQUESTS REGARDING MICRON DOCUMENTS IN UMC'S POSSESSION**

16 **A. Micron's Requests for Production to UMC, Nos. 1-6**

17 UMC shall produce the non-privileged documents responsive to these requests that UMC  
 18 is able to locate in its possession, custody, or control after a reasonable search (particularly of the  
 19 files associated with Stephen Chen, J.T. Ho, and Kenny Wang, but without exclusion of other  
 20 individuals that UMC becomes aware during the reasonable search) to the extent such documents  
 21 relate to downloaded Micron documents related to the trade-secret allegations in Micron's  
 22 Complaint.

23 **B. Micron's Rule 30(b)(6) Topics to UMC, Nos. 1-5**

24 UMC shall designate a witness qualified to testify on its behalf with respect to these topics  
 25 insofar as the topics address downloaded Micron documents that UMC is able to locate in its  
 26 possession, custody, or control after a reasonable search to the extent that such documents relate  
 27 to the trade-secret allegations in Micron's Complaint.  
 28

**II. REQUESTS REGARDING UMC RECRUITING IN THE UNITED STATES**

**A. Micron's Requests for Production to UMC, Nos. 13-14**

UMC agreed to investigate whether there were agreements responsive to these requests to the extent such agreements relate to any recruiting obligations of UMC for the UMC-Jinhua DRAM project that involve UMC Group (USA). After a reasonable search, UMC has determined that no such agreements exist.

**B. Micron's 30(b)(6) Topics to UMC, No. 10**

UMC agreed to investigate whether there were agreements relating to recruiting obligations of UMC for the UMC-Jinhua DRAM project that involve UMC Group (USA). After a reasonable search, UMC has determined that no such agreements exist, and therefore no witness will be provided on this topic.

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1 With regard to disputed requests not addressed in this Order, at this time neither UMC nor  
2 UMC Group (USA) is required to produce documents or designate a Rule 30(b)(6) deponent  
3 beyond the terms to which they have already agreed in their respective written responses to  
4 Micron's discovery and in briefing to the Court (Dkt. 57, Exs. 1-3).

5 IT IS SO STIPULATED, through Counsel of Record.

6 Dated: June 28, 2018

**JONES DAY**

7  
8 By: /s/ Marcus S. Quintanilla  
9 Marcus S. Quintanilla

10 *Attorneys for Plaintiff*  
11 *MICRON TECHNOLOGY, INC.*

12 Dated: June 28, 2018

**DAN JOHNSON LAW GROUP, LLP**

13 By: /s/ Daniel Johnson, Jr.  
14 Daniel Johnson, Jr.

15 *Attorneys for Defendant*  
16 *UNITED MICROELECTRONICS*  
17 *CORPORATION*

**ORDER**

18 **IT IS SO ORDERED.**

19 DATED: \_\_\_\_\_

20 \_\_\_\_\_  
21 The Hon. Robert M. Illman  
22 United States Magistrate Judge  
23  
24  
25  
26  
27  
28

**FILER'S ATTESTATION**

Pursuant to Civil Local Rule 5.1, of the United States District Court of the Northern District of California, I certify that authorization for the filing of this document has been obtained from the other signatory shown above and that said signatory has authorized placement of his electronic signature on this document.

Dated: June 28, 2018

/s/ Marcus S. Quintanilla

Marcus S. Quintanilla  
mquintanilla@jonesday.com

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document has been served on June 28, 2018 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

Executed on June 28, 2018, at San Diego, California.

/s/ Marcus S. Quintanilla  
Marcus S. Quintanilla  
mquintanilla@jonesday.com

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